

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**Confirmation No.: 2347**

Toru NAKAZAWA

Date: April 25, 2008

Serial No.: 10/780,957

Group Art Unit: 2616

Filed: February 18, 2004

Examiner: Phuc H. TRAN

For: WIRELESS COMMUNICATION SYSTEM WHICH IMPROVES RELIABILITY  
AND THROUGHPUT OF COMMUNICATION, AND RETRANSMISSION  
TIMEOUT DETERMINING METHOD USED FOR THE SAME

VIA EFS-WEB

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT AFTER ALLOWANCE UNDER RULE 312**

Sir:

The March 18, 2008 Notice of Allowance incorrectly lists the title of the application as:

WIRELESS COMMUNICATION SYSTEM WHICH IMPROVES RELIABILITY AND  
THROUGHPUT OF COMMUNICATION, AND RETRANSMISSION TIMEOUT  
DETERMINING METHOD USED FOR THE SAME

The correct title should read:

WIRELESS COMMUNICATION SYSTEM WHICH IMPROVES RELIABILITY AND  
THROUGHPUT OF COMMUNICATION, AND RETRANSMISSION TIMEOUT  
DETERMINING METHOD USED FOR THE SAME

as evidenced by the Inventor's Declaration, a copy of which is attached for the Examiner's convenience. The title should be listed as above on the Notice of Allowance and the issuing patent.

Respectfully submitted,

THIS CORRESPONDENCE IS BEING  
SUBMITTED ELECTRONICALLY  
THROUGH THE UNITED STATES  
PATENT AND TRADEMARK OFFICE  
EFS FILING SYSTEM  
ON APRIL 10, 2008



MAX MOSKOWITZ

Registration No.: 30,576

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UNITED STATES OF AMERICA COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION		OFGS FILE NO. <b>P/2635-72</b>																																																							
<p>As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named) of the subject matter which is claimed and for which a patent is sought on the invention entitled:</p> <p><b>WIRELESS COMMUNICATION SYSTEM WHICH IMPROVES RELIABILITY AND THROUGHPUT OF COMMUNICATION AND RETRANSMISSION WITHOUT DETERMINING METHOD USED FOR THE SAME</b></p> <p>the specification of which is attached hereto, unless the following box is checked:</p> <p><input type="checkbox"/> was filed on _____ as United States patent Application Number or PCT International patent application number _____ and was amended on _____ (if any).</p> <p>I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.</p> <p>I acknowledge the duty to disclose all information known to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.</p> <p>I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate or United States provisional application(s) listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:</p> <p>Prior Foreign or Provisional Application(s)</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>COUNTRY</th> <th>APPLICATION NUMBER</th> <th>DATE OF FILING (day, month, year)</th> <th>PRIORITY CLAIMED UNDER 35 U.S.C. §119</th> </tr> </thead> <tbody> <tr> <td>Japan</td> <td>Q40475/2003</td> <td>19.02.2003</td> <td>YES <input checked="" type="checkbox"/> NO <input type="checkbox"/></td> </tr> <tr> <td></td> <td></td> <td></td> <td>YES <input type="checkbox"/> NO <input type="checkbox"/></td> </tr> <tr> <td></td> <td></td> <td></td> <td>YES <input type="checkbox"/> NO <input type="checkbox"/></td> </tr> </tbody> </table> <p>I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>UNITED STATES APPLICATION NUMBER</th> <th>DATE OF FILING (day, month, year)</th> <th>STATUS (patented, pending, abandoned)</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> <p>I hereby appoint customer no. 2352 OSTROLENK, FABER, GERB &amp; SOFFEN, LLP, and the members of the firm, Samuel H. Weiner - Reg. No. 18,510; Jerome M. Berlincor - Reg. No. 18,653; Robert C. Faber - Reg. No. 24,322; Edward A. Meilman - Reg. No. 24,735; Stanley H. Lieberstein - Reg. No. 22,400; Steven I. Weisburd - Reg. No. 27,409; Max Moskowitz - Reg. No. 30,576; Stephen A. Soffen - Reg. No. 31,063; James A. Finder - Reg. No. 30,173; William O. Gray, III - Reg. No. 30,944; Louis C. Dujmich - Reg. No. 30,625 and Douglas A. Miro - Reg. No. 31,643, as attorneys with full power of substitution and revocation to prosecute this application, to transact all business in the Patent &amp; Trademark Office connected therewith and to receive all correspondence.</p> <p>SEND CORRESPONDENCE TO: OSTROLENK, FABER, GERB &amp; SOFFEN, LLP 1180 AVENUE OF THE AMERICAS NEW YORK, NEW YORK 10036-8403 CUSTOMER NO. 2352</p> <p>DIRECT TELEPHONE CALLS TO: (212) 382-0700</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%;">FULL NAME OF SOLE OR FIRST INVENTOR Tobru NAKAZAWA</td> <td style="width: 30%;">INVENTOR'S SIGNATURE <i>Tobru Nakazawa</i></td> <td style="width: 30%;">DATE February 10, 2004</td> </tr> <tr> <td>RESIDENCE (City and either State or Foreign Country) Tokyo, Japan</td> <td colspan="2">COUNTRY OF CITIZENSHIP Japanese</td> </tr> <tr> <td colspan="3">POST OFFICE ADDRESS c/o NEC Corporation 7-1, Shiba 5-chome, Minato ku, Tokyo, Japan</td> </tr> <tr> <td>FULL NAME OF SECOND JOINT INVENTOR (IF ANY)</td> <td>INVENTOR'S SIGNATURE</td> <td>DATE</td> </tr> <tr> <td>RESIDENCE (City and either State or Foreign Country)</td> <td colspan="2">COUNTRY OF CITIZENSHIP</td> </tr> <tr> <td colspan="3">POST OFFICE ADDRESS</td> </tr> <tr> <td>FULL NAME OF THIRD JOINT INVENTOR (IF ANY)</td> <td>INVENTOR'S SIGNATURE</td> <td>DATE</td> </tr> <tr> <td>RESIDENCE (City and either State or Foreign Country)</td> <td colspan="2">COUNTRY OF CITIZENSHIP</td> </tr> <tr> <td colspan="3">POST OFFICE ADDRESS</td> </tr> </table>			COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. §119	Japan	Q40475/2003	19.02.2003	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>				YES <input type="checkbox"/> NO <input type="checkbox"/>				YES <input type="checkbox"/> NO <input type="checkbox"/>	UNITED STATES APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)										FULL NAME OF SOLE OR FIRST INVENTOR Tobru NAKAZAWA	INVENTOR'S SIGNATURE <i>Tobru Nakazawa</i>	DATE February 10, 2004	RESIDENCE (City and either State or Foreign Country) Tokyo, Japan	COUNTRY OF CITIZENSHIP Japanese		POST OFFICE ADDRESS c/o NEC Corporation 7-1, Shiba 5-chome, Minato ku, Tokyo, Japan			FULL NAME OF SECOND JOINT INVENTOR (IF ANY)	INVENTOR'S SIGNATURE	DATE	RESIDENCE (City and either State or Foreign Country)	COUNTRY OF CITIZENSHIP		POST OFFICE ADDRESS			FULL NAME OF THIRD JOINT INVENTOR (IF ANY)	INVENTOR'S SIGNATURE	DATE	RESIDENCE (City and either State or Foreign Country)	COUNTRY OF CITIZENSHIP		POST OFFICE ADDRESS		
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